



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Mahesh V. PATEL, et al
Serial No.: 10/616,888 Group No.: 1625
Filed: July 10, 2003 Examiner.: Patricia L. Morris
For: ANTIBACTERIAL CYANO-(SUBSTITUTED)-
METHYLENEPIPERIDINOPHENYL OXAZOLIDINONES TARGETING MULTIPLE
RIBONUCLEOPROTEIN SITES

Attorney Docket No.: U 014705-6

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION ACTION

The Examiner has issued an Official Action requiring restriction between three groups of inventions. The groups identified by the Examiner are:

CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.10*

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Group I: Claims 1-6 and 11-16, drawn to compounds;

Group II: Claims 7-10, drawn to multiple processes; and

Group III: Claims 17-28, drawn to multiple uses.

Applicants respectfully traverse this restriction requirement.

However, in order to expedite prosecution, the claims of Group I are elected provisionally.

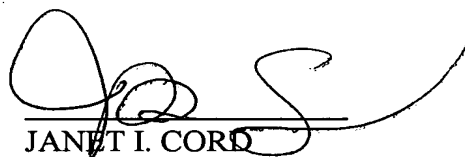
In response to the species election, the compound (S)-N-{3-[4-(4-cyanomethylidene-piperidin-1-yl)-3-fluorophenyl]-2-oxo-oxazolidin-5-ylmethyl}-acetamide which is the second compound of claim 6 is elected.

It is respectfully requested that the claims of Group III be searched with the claims of Group I because the use of novel and nonobvious compounds is also novel and nonobvious.

All rights to file one or more divisional applications directed to the subject matter of the nonelected claims and/or any other subject matter disclosed in the specification are preserved.

Applicants submit that the present application is in condition for allowance and favorable consideration is respectfully requested.

Respectfully submitted,



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